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ADMINISTRATOR’S MEMO TO COUNTIES

MEMO # 17-06

DATE: September 28, 2017
TO: County Departments of Human/Social Services Directors
FROM: John D. Paquin, Administrator *[Signature]*
Shelby A.B. McCulley, Assistant Administrator *[Signature]*
SUBJECT: Daily Rates and Billing Policy for State Juvenile Correctional Services

This memo is to inform you of the new daily rates for juvenile correctional services provided by the state and to explain in detail the policies that govern state charges.

Daily Rates

Under s. 301.26 (4), Wis. Stats., the Division of Juvenile Corrections is required to bill counties for juvenile correctional services provided to delinquent youth placed with the Department by the courts. The 2017-19 biennial budget, 2017 Wisconsin Act 59, specifies the daily rate the state charges for services provided to youth in a juvenile correctional institution (JCI). The per person daily rates for JCI services are shown in the following table:

**Charges for Juvenile Correctional Institution Services
Daily Rate**

	Dates of Service ⁽¹⁾		
	7/1/17 to 9/23/17	9/24/17 to 6/30/18	7/1/18 to 6/30/19
Juvenile Correctional Institution	\$ 292	\$ 390	\$ 397

1. The SFY18 JCI rate became effective the second day following the publication of 2017 Wisconsin Act 59, or Sept. 24, 2017. The rate for July 1, 2017 through Sept. 23, 2017 is a continuation of the SFY17 rate.

Daily rates for supervising youth in the community are calculated on an annual basis and approved by the Legislative Joint Committee on Finance. The Joint Committee on Finance approved two rates for community supervision services provided by the state during state fiscal year 2018 including a “home” supervision rate and an “alternate care” supervision rate.

A home rate will apply to each youth receiving community supervision services residing at home or in certain transitional living placements. An alternate care supervision daily rate will apply to each youth residing in a residential care center, group home, foster home, treatment foster home, or in certain transitional living placements. This new rate structure aligns resources, costs, and the resulting rates by taking into consideration alternate care placements and the supervision and treatment services provided by contracted providers. Please note that the alternate care supervision rate is assessed for the costs of supervision and services provided by DJC. Additional charges from the alternate care provider would apply and are addressed in following sections.

The per person daily cost for the community supervision services are shown in the following table:

**Charges for Community Supervision
Daily Rate**

	Dates of Service	
	7/1/17 to 6/30/18	7/1/18 to 6/30/19¹
Alternate Care Supervision	\$ 73.00	TBD
Home Placement Supervision	\$ 165.00	TBD

1. SFY 2019 community supervision rates will be communicated to counties in a subsequent memo during CY 2018.

Billing Policies

I. Charges for Youth in Type 1 Juvenile Correctional Institution (JCI) Status

Counties will be charged the JCI daily rate for youth placed in JCIs (Copper Lake School, Lincoln Hills School, and the Juvenile Treatment Center at Mendota Mental Health Institute (MJTC)). The county will be billed for each day a youth is:

- A. In the JCI on a court placement order;
- B. In the JCI on an administrative detention pending revocation;
- C. Absent from the JCI receiving special treatment services. The JCI charge will continue until the youth is released to community supervision from the treatment unit or the JCI, without limitation as to number of days of leave. Examples are youth placed into a medical hospital or a mental health treatment unit (other than MJTC).
- D. Temporarily absent from a JCI on an approved leave. During temporary absence, the charge will continue for up to 14 consecutive days or until the youth returns to

the JCI, whichever occurs first. There is no state community supervision provided or charged during these absences. Examples are absent for court visit, absent to an approved jail or secure detention, and absent for other "off-grounds" reasons authorized by the Department.

- E. Absent without leave (AWOL) while in Type 1 JCI status. For a youth who has absconded while on Type 1 status, the charge will continue for 14 consecutive days or until the youth is returned to the JCI, whichever occurs first.
- F. On a trial visit to the youth's home (not an alternate care facility). If the youth is receiving state community supervision while on a trial visit, the home placement daily rate will be charged (please refer to Section II).

II. Charges for Youth under Community Supervision

A. Youth Released to State Community Supervision

A county will be billed either the home supervision or the alternate care supervision daily rate each day the state provides supervision for a youth placed by the county. Youth residing at home or in certain transitional living placements will be charged the home supervision daily rate. Youth placed in a residential care center, group home, foster home, treatment foster home, and certain transitional living placements will be charged the alternate care supervision daily rate.

The county will be billed up to 14 consecutive days each time a youth becomes AWOL from community supervision. The supervision rate charged during the billable AWOL period will be the rate charged at the time the youth goes AWOL.

Community supervision rates are suspended and a county is billed the JCI rate when a youth is placed temporarily in a JCI.

Any time a youth under community supervision requires placement in an alternate care facility the county will be billed the additional costs for alternate care services detailed in Section III.

B. Interstate Compact Youth in Other States

Counties are billed the alternate care supervision daily rate for Wisconsin youth residing in other states having their case managed by the state as specified in the Interstate Compact for Juveniles.

C. Secure Detention

Counties will be directly responsible to pay for secure detention costs for youth on state community supervision. This includes basic care, supervision, and transportation costs associated with youth placed in secure detention. If a youth on state community supervision is placed in

detention, the community supervision rate charged at the time of the detention is charged up to 14 consecutive days for each placement. [As prescribed in 48.526(2)(c) of Wi., Stats., counties may not use Community Youth and Family Aids for basic care and supervision costs of a youth held in secure detention.]

III. Charges for Youth in an Alternate Care Facility

A. Alternate Care Facilities

As part of community supervision, the state may place the supervised youth into an alternate care facility. The state will charge counties an amount equal to the amount the provider charges the Department for that type of care. Alternate care facility charges are in addition to the alternate care supervision rate. Alternate Care facility charges include care in:

- Residential Care Centers (RCC), including Type 2;
- Group Homes (GH);
- Treatment Foster Homes (TFH);
- Foster Homes (FH); and
- Transitional Living Placements

Any of the alternate care providers may be reimbursed for temporary absences of clients from their programs when a state community supervision staff has approved the absence. No payment for an absence in excess of 14 consecutive days or 14 days within the month will be approved for a facility. Paid absences to alternate care providers will be billed as service days to the counties.

B. Trial Visit to Alternate Care

The county will be billed the applicable alternate care facility charges and the alternate care supervision rate for youth on trial visit to an alternate care facility. These rates would not be charged in the case of a youth who will be transferred to county aftercare when the county is supervising the trial visit and paying the alternate care provider directly.

IV. Charges for Youth Placed at the Grow Academy

Counties will be charged the JCI daily rate for youth placed at the Grow Academy, regardless of the placement type. Billing policies will be the same as those outlined in Section I. Charges for Youth in Type 1 Juvenile Correctional Institution (JCI) Status.

Services Not Charged to Counties

As specified in statute, state correctional services for certain youth are not the financial responsibility of counties. All state service charges for these youth are paid directly by the

Division of Juvenile Corrections through the Serious Juvenile Offender (SJO) appropriation as prescribed in s. 301.26 (4) (cm) Wis. Stats. Please note, the Serious Juvenile Offender appropriation is authorized to fund state correctional services only. When a SJO youth is held in secure detention, the county remains directly responsible for the costs associated with the youth detained, including transportation.

The categories of youth for whom direct state payment is made are:

- Serious Juvenile Offenders -- Youth adjudicated delinquent for a specific serious felony offense committed on or after July 1, 1996, who are placed by the court in the Serious Juvenile Offender (SJO) Program under s. 938.34 (4h) as a disposition.
- Wards of the state -- Youth under the guardianship of the state Department of Children and Families at the time they are adjudicated delinquent [s. 301.26 (4) (c)].

If you have any questions regarding state charges, monthly billing statements, or billing policies, please contact Sheila Pelehowski at (608) 240-5911. Counties who are interested in state community supervision services or who have questions on community supervision should contact Katie Herrem, Director, Office of Budget & Programs at (608) 240-5934.

Cc: Jon E. Litscher, Secretary, DOC
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